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Docket No. 1232-5235

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Hiroyuki SHINBATA

Group Art Unit:

2625

Serial No.:

10/737,133

Confirmation No.

6320

Examiner:

**TBA** 

Filed:

December 15, 2003

For:

IMAGE PROCESSING APPARATUS IMAGE PROCESSING METHOD, IMAGE

PROCESSING PROGRAM, AND STORAGE MEDIUM

## CERTIFICATE OF MAILING (37 C.F.R. §1.8(a))

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached:

- 1. Supplemental Information Disclosure Statement ( s cited reference)
- 2. Form 1449
- 3. Certificate of Mailing
- 4. Return postcard receipt

along with any paper(s) referred to as being attached or enclosed and this Certificate of Mailing are being deposited with the United States Postal Service on date shown below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted, MORGAN & FINNEGAN, L.L.P.

Dated: February /, 2005

By:

Helen Tiger

Correspondence Address:

MORGAN & FINNEGAN, L.L.P. 3 World Financial Center New York, NY 10281-2101 (212) 415-8700 Telephone (212) 415-8701 Facsimile

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## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 2231-1540-

Sir:

This Supplemental Information Disclosure Statement is filed in accordance with 37 C.F.R. §§1.56, 1.97 and 1.98. The items listed on Form PTO-1449, a copy of which is enclosed, are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items and to independently ascertain their teaching.

1.	$\boxtimes$	For each of the following items listed on the enclosed copy of Form PTO-1449 that is not in the English language, an English language translation of that item or a portion thereof or a concise explanation of the relevance of that item is enclosed:
		English Abstracts are provided for FR 2 798 210.
2.		For each of the following items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a concise explanation of the relevance of that item is incorporated in the specification of the above-identified application.
3.		Any copy of the items listed on the enclosed copy of Form PTO-1449 that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent and Trademark Office in application Serial No, filed

	$\boxtimes$	No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:						
			37 C.F.R. §1.97(b)(1), within three months of the filing date of a national application other than a CPA; or					
			37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491 in an international application; or					
		$\boxtimes$	37 C.F.R. §1.97(b)(3), before the mailing date of a first Office action on the merits; or					
			37 C.F.R. §1.97(b)(4) before the mailing date of a first office action after the filing of an RCE under §1.114.					
5.		since i specifi Notice accom	e is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement it is being filed in compliance with 37 C.F.R. §1.97(c), after the period ited in paragraph 4 above but before the mailing date of a final action or a conformation of Allowance (where there has been no prior final action), and is apanied by one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in each 9 below.					
6.		since specif	is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement it is being filed in compliance with 37 C.F.R. §1.97(c), after the period fied in paragraph 4 above but before the mailing date of a final action or a cof allowance (where there has been no prior final action):					
			A check in the amount of \$180.00 is enclosed in payment of the fee.					
			Charge the fee to Deposit Account No. <u>13-4500</u> , Order No A DUPLICATE COPY OF THIS SHEET IS ATTACHED.					
7.		A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(d), after the mailing of a final action or a notice of allowance, whichever comes first, but before payment of the issue fee, and is accompanied by:						
		a. c	one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 pelow; and					
		b. the fee due under 37 C.F.R. §1.17(p) which is paid as set forth in parag below.						
8.		A fee since	e is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement it is being filed in compliance with:					
		a	37 C.F.R. §1.313(b)(3) or §1.313(c)(1), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition					

		To Withdraw Application From Issue and fee pursuant to 37 C.F.R. §1.17(h);
	b. 🗌	37 C.F.R. §1.313(c)(2) or §1.313(c)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Request for Continued Examination (RCE) or a Continuation application upon abandonment of the instant application and
	is acco	ompanied by the attached Petition To Withdraw Application From Issue and fee pursuant to 37 C.F.R. §1.17(h).
	c. 🗌	The fees due under 37 C.F.R. §§1.17(h) and 1.17(p) are paid as set forth in paragraph 11 below.
9.	Disclo	by certify that each item of information contained in this Information osure Statement was first cited in a communication from a foreign patent in a counterpart foreign application not more than three months prior to the of this Information Disclosure Statement.
	Stater in a co	by certify that no item of information in the Information Disclosure ment filed herewith was cited in a communication from a foreign patent office ounterpart foreign application or, to my knowledge after making reasonable ry, was known to any individual designated in §1.56(c) more than three as prior to the filing of this Information Disclosure Statement.
10.	This o	document is accompanied by _ a Search Report _ Communication which ited in a corresponding _ PCT or _ Foreign counterpart application
11.		eck in the amount of \$\frac{1}{2}\$ is enclosed in payment of the fees due under 37. \$\frac{1}{2}\$. \$\frac{1}{2}\$ 1.17(h) and 1.17(p).
	<u>13-45</u>	ge the fees due under 37 C.F.R. §§1.17(h) and 1.17(p) to Deposit Account No. 500, Order No A DUPLICATE COPY OF THIS SHEET IS ACHED.

The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 13-4500, Order No. 1232-5235 A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: February /, 2005

By:

Joseph A. Cálvaruso Registration No. 28,287

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.

Three World Financial Center

New York, NY 10281-2101

(212) 758-4800 Telephone

(212) 751-6849 Facsimile

FORM PTO-1449 INFORMATION DISCLOSURE CITATION				Attorney Docker: 1232-5235  Applicant:  Winner M. SUNNBATA					
				Filing Date: 63 December 15, 2003			roup Art Unit: 320		
	,		U.S	S. PATEN	T DOCUMENTS		, ——	Sub-	
Examiner Initial			Issue Da	ate Name			Class	Class	Filing Date
/M.S./	1	5,224,177	06/29/199	DOI, et al.		382	<u> </u>		
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<u>Initial</u> /M.S./	1	2798210	03/9/20		nnce (w/ English abs	tract)			☐ Yes ⊠ No
									☐ Yes ☐ No
									Yes No
									Yes No
									Yes No
		ОТНЕ	R DOCU	MENTS (I	ncluding Author,	l'itle, Da	te, etc.)	<u> </u>	
/M.S./	1	Anonymous "Ado Jose, CA XP 002	obe Photo 301992.	shop 7.0 U	ser Guide for Windo	ows and	Macintosh" 200	2, Adobe S	ystems, San
/M.S./	2	JAIN, et al. "Fun XP 002205017.	damentals	of Digital	Image Processing"	Prentice-	-Hall Internation	nal , Inc. US	pp. 241-242,
Examiner		/Max Shikhman/			Date Considered 04/25/2007				
LXAMINER	Deau-li	reference considered, whether through citation if not in copy of this form with next	conformance	and not consi	gereg.	09.			